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individually and on behalf of all others similarly situated.

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

JAYONNA HARDY, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

MAXIM COMMERCIAL CAPITAL, LLC;
and Does 1-100, inclusive,

Defendants.

Case No.: 20STCV00309

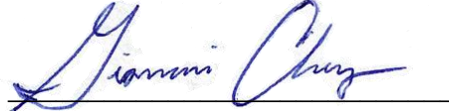
[Assigned for all purposes to Hon. Daniel J.
Buckley, Dept. 1]

NOTICE OF ENTRY OF JUDGMENT

1 NOTICE IS HEREBY GIVEN that judgment was entered in this action on June 25, 2021
2 as follows: The Parties' settlement was granted final approval, and judgment was entered in
3 accordance therewith. Attached hereto as **Exhibit A** is a true and correct copy of the Judgment.
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6 Dated: July 9, 2021

AEGIS LAW FIRM, PC

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8 Giovanni Chavez
9 Counsel for Plaintiff Jayonna Hardy
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EXHIBIT A

ORIGINAL

FILED
Superior Court of California
County of Los Angeles

JUN 25 2021

RECEIVED
LOS ANGELES SUPERIOR COURT

JUN 03 2021

S. DREW

Sheri R. Carter, Executive Officer/Clerk
By: Stephanie Chung Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

FAXED

JAYONNA HARDY, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

MAXIM COMMERCIAL CAPITAL,
LLC; and Does 1-100, inclusive,

Defendants.

Case No.: 20STCV00309

[Assigned for all purposes to Hon. Daniel J.
Buckley, Dept. 1]

~~PROPOSED~~ ORDER GRANTING FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND ENTERING JUDGMENT

Date: June 25, 2021
Time: 10:30 a.m.
Dept: Department 1

~~PROPOSED~~ ORDER GRANTING FINAL APPROVAL OF CLASS ACTION
SETTLEMENT

06/29/2021

1 This matter came on for hearing on June 25, 2021, at 10:30 a.m., in Department 1 of the
2 above-captioned Court on the unopposed Motion for Final Approval of Class Action Settlement
3 pursuant to California Rule of Court 3.769, this Court's Order Granting Preliminary Approval
4 filed January 20, 2021 and the Joint Stipulation of Class Action Settlement and Release Between
5 Plaintiff on Behalf of Herself and All Others Similarly Situated and Defendant ("Settlement
6 Agreement"), a copy of which was filed in conjunction with the Plaintiff's Motion for
7 Preliminary Approval of Class Action Settlement.

8 Having received and considered the Settlement Agreement, the supporting papers filed by
9 the Parties, and the evidence and argument received by the Court in conjunction with the
10 unopposed Motion for Preliminary Approval of Class Action Settlement heard February 17, 2021
11 and the instant Motion for Final Approval, the Court grants final approval of the Settlement and
12 HEREBY ORDERS AND MAKES THE FOLLOWING DETERMINATIONS:

13 1. Pursuant to the Order Granting Preliminary Approval, a Notice Packet was sent to
14 each Settlement Class Member by first-class mail. These papers informed the Settlement Class
15 of the terms of the Settlement, their right to receive an Individual Settlement Payment, their right
16 (a) to comment on or object to the Settlement, (b) to request exclusion from the Settlement and
17 pursue their own remedies, and (c) of their right to appear in person or by counsel at the final
18 approval hearing and to be heard regarding approval of the Settlement. Adequate periods of time
19 were provided by each of these procedures. No member of the Class filed written objection to
20 the proposed Settlement as part of this notice process or stated an intention to appear at the final
21 approval hearing.

22 2. The Court finds and determines that this notice procedure afforded adequate
23 protections to Settlement Class Members and provides the basis for the Court to make an informed
24 decision regarding approval of the Settlement based on the responses of the Settlement Class.
25 The Court finds and determines that the notice provided in this case was the best notice
26 practicable, which satisfied the requirements of law and due process.

27 3. With respect to the Settlement Class and for purposes of approving this Settlement
28 only, this Court finds and concludes that: (a) the members of the Settlement Class are

ascertainable and so numerous that joinder of all members is impracticable; (b) there are questions of law or fact common to the Settlement Class, and there is a well-defined community of interest among members of the Settlement Class with respect to the subject matter of the Action; (c) the claims of Class Representative Jayonna Hardy are typical of the claims of the members of the Settlement Class; (d) the Class Representative has fairly and adequately protected the interests of the members of the Settlement Class; (e) a class action is superior to other available methods for an efficient adjudication of this controversy; and (f) the counsel of record for the Class Representative, i.e., Class Counsel, are qualified to serve as counsel for Plaintiff in their individual and representative capacities for the Class.

4. The Court has certified a Settlement Class, as that term is defined in and by the terms of the Settlement Agreement as all persons employed by Maxim Commercial Capital, LLC holding the following positions at any time during the Class Period of January 6, 2016, through October 1, 2020: (1) Collection Specialist; (2) Customer Service; (3) Transaction Coordinator; (4) Documentation & Funding Coordinator; (5) Documentation & Funding Specialist; (6) Staff Accountant; (7) Credit Manager; (8) Office Coordinator; (9) Senior Collection Specialist; (10) Title & Insurance; (11) Title & Insurance Specialist; (12) Senior Credit Analyst; (13) Asset Manager; (14) Customer Service Representative; (15) Asset Management Admin; (16) Financial Analyst; and (17) Senior Staff Accountant. The Court deems this definition sufficient for purposes of California Rule of Court 3.765(a).

5. The Court hereby confirms Aegis Law Firm, PC as Class Counsel.

6. The Court hereby confirms Plaintiff Jayonna Hardy as the Class Representative in this Action.

7. The Court finds and determines that the terms set forth in the Settlement Agreement are fair, reasonable, and adequate and directs the Parties to effectuate the Settlement according to its terms, having found that the Settlement was reached as a result of informed and non-collusive arm's-length negotiations facilitated by a neutral mediator. The Court further finds that the Parties conducted extensive investigation, research, and discovery and that their attorneys were able to reasonably evaluate their respective positions. The Court also finds that the

1 Settlement will enable the Parties to avoid additional and potentially substantial litigation costs,
2 as well as delay and risks if the Parties were to continue to litigate the case. The Court has
3 reviewed the monetary recovery provided as part of the Settlement and recognizes the significant
4 value accorded to the Class.

5 8. The Court further finds and determines that the terms of the Settlement are fair,
6 reasonable and adequate to the Settlement Class and to each Settlement Class Member and that
7 the Settlement is ordered finally approved, and that all terms and provisions of the Settlement
8 should be and hereby are ordered to be consummated.

9 9. The Court finds and determines that the Individual Settlement Payments to be paid
10 to participating Settlement Class Members as provided for by the Settlement are fair and
11 reasonable. The Court hereby gives final approval to and orders the payment of those amounts
12 be made to the participating Settlement Class Members in accordance with the Settlement
13 Agreement.

14 10. The Court finds and determines that payment to the California Labor and
15 Workforce Development Agency of \$7,500.00 as its share of the settlement of civil penalties in
16 this case is fair, reasonable, and appropriate. The Court hereby gives final approval to and orders
17 that the payment of that amount be paid in accordance with the Settlement Agreement.

18 11. The Court finds and determines that the fees and expenses in administrating the
19 Settlement incurred by Simpluris, Inc., in the amount of ~~\$3,000.00~~ ^{\$3,500.00} *sc*, are fair and reasonable. The
20 Court hereby gives final approval to and orders that the payment of that amount in accordance
21 with the Settlement.

22 12. The Court finds and determines the Class Representative Enhancement Payment
23 of up to \$7,500 for Plaintiff is fair and reasonable. The Court hereby orders the Administrator
24 to make this payment to the Plaintiff/Class Representative in accordance with the terms of the
25 Settlement Agreement.

26 13. Pursuant to the terms of the Settlement, and the authorities, evidence and
27 argument submitted by Class Counsel, the Court hereby awards Class Counsel attorneys' fees
28 in the sum of \$105,000.00 and litigation costs of \$14,726.20. The Court finds such amounts to

1 be fair and reasonable. The Court hereby orders the Settlement Administrator to make these
2 payments in accordance with the terms of the Settlement Agreement.

3 14. In accordance with California Rule 3.771(b), the Parties are ordered to give
4 notice of this Judgment to all Class Members through the Settlement Administrator's website.

5 15. Without affecting the finality of this order or the entry of judgment in any way,
6 the Court retains jurisdiction of all matters relating to the interpretation, administration,
7 implementation, effectuation, and enforcement of this order and the Settlement.

8 16. Neither Defendants nor any related persons or entities shall have any further
9 liability for costs, expenses, interest, attorneys' fees, or for any other charge, expense, or liability,
10 except as provided for by the Settlement Agreement.

11 17. Neither the making of the Settlement Agreement nor the entry into the Settlement
12 Agreement constitutes an admission by Defendants, nor is this order a finding of the validity of
13 any claims in this case or of any other wrongdoing. Further, the Settlement Agreement is not a
14 concession, and shall not be used as an admission of any wrongdoing, fault, or omission of any
15 entity or persons; nor may any action taken to carry out the terms of the Settlement Agreement
16 be construed as an admission or concession by or against Defendants or any related person or
17 entity.

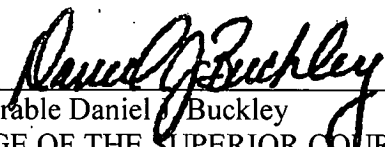
18 18. Nothing in this order shall preclude any action to enforce the Parties' obligations
19 under the Settlement or under this order, including the requirement that Defendants make
20 payment to the participating Settlement Class Members in accordance with the Settlement.

21 19. Upon completion of administration of the Settlement, the Settlement
22 Administrator will provide written certification of such completion to the Court and counsel for
23 the Parties which shall be filed with the Court five (5) court days before the non-appearance
24 compliance hearing set for January 21, 2022 at ^{4:00 pm} ~~10:00 a.m.~~ ~~for _____, 2022 at 10:00~~
25 ~~a.m.~~, in Dept. ~~14~~.

26 20. The Court hereby enters final judgment in accordance with the terms of the
27 Settlement Agreement, the Order Granting Preliminary Approval of Class Action Settlement
28 filed on January 20, 2021, and this Order.

1 21. The Parties will bear their own costs and attorneys' fees except as otherwise
2 provided by this Court's Order awarding Class Counsels' Award for attorneys' fees and litigation
3 costs.

4 DATED: June 25, 2021



Honorable Daniel J. Buckley
JUDGE OF THE SUPERIOR COURT